

**NPDES Stormwater
Technical Advisory Committee (TAC)**

REPORT OF MEETING

**TUESDAY, AUGUST 15, 2006
10:00 A. M.
COUNTY BUILDING (REDWOOD CITY)**

1. INTRODUCTIONS, ANNOUNCEMENTS, ADOPTION OF MINUTES, AND REVISION TO AGENDA
Self-introductions were made, the July meeting minutes were adopted as written, and Matt Fabry (STOPPP Coordinator) added an item to the agenda regarding a proposed comment letter on the State Water Board's proposed Special Protections for Areas of Special Biological Significance. For announcements:

- Matt announced the California Stormwater Quality Association (CASQA) will hold a workshop on August 18 in Hayward regarding the "Progressive Approach" for regulating municipal stormwater discharges
- Habte Kifle (Water Board staff) announced the annual Regional Monitoring Program meeting on September 12 at the Oakland Museum and passed around the flyer
- Matt mentioned CASQA's interest in having STOPPP become a member and the group agreed a presentation from CASQA on membership benefits would be useful.

2. PRESENTATIONS

- A. Municipal Regional Permit Update – Matt gave an update on the Regional Board's Municipal Regional Permit (MRP) process. He indicated the Regional Board finally posted its "thorny/unresolved" issues list from the work products from the various subcomponent workgroups. Unfortunately, it appeared the unresolved issues were posted without providing notice to the MRP email listing, so many people did not find out about it until a week after it had been posted. As such, Matt indicated the Bay Area Stormwater Management Agencies Association (BASMAA) intended to request an extension of the comment deadline (listed as 8/25 on the Board's website) to allow additional time for review and comment. Matt reminded the group of the original plan/schedule which called for review and comment on the unresolved issues list, and then Regional Board staff will distribute something that is close to permit language for review and comment before issuing a formal administrative draft for discussion at public workshops. Matt thought Board staff were likely still following that plan, albeit two months behind the original schedule. For STOPPP's review of the unresolved issues, Matt suggested he work with TAC's recently-formed ad-hoc subcommittee to provide comments/direction to the larger group, although comments from any TAC representative were always welcome.

Matt mentioned the Regional Board's Stormwater Subcommittee was scheduled to reconvene on September 7, although Geoff Brosseau with BASMAA had asked Bruce Wolfe at the Water Board to see if it could be moved a day forward or back due to conflicting stormwater meetings that day. The Regional Board and Stormwater Subcommittee lost one of its members, Kristina Brouhard, due to conflict of interest requirements, so the only remaining Subcommittee member is Margaret Bruce. Matt said Bruce Wolfe would be at BASMAA's Executive Board meeting on 8/17 and would hopefully be able to give an update on the status of the Subcommittee. Matt encouraged TAC representatives to attend the Subcommittee workshop.

- B. Review and Comment on Draft Annual Report – Fred Jarvis with EOA indicated STOPPP's 2005/06 Annual Report was due at the Regional Board's office by September 1. He indicated most of the areas that weren't completed in the draft have been filled in at this point. Several cities indicated they hadn't received the emailed link to the Annual Report, Fred said he would send it out right away to those cities. Fred said this year would be the first year STOPPP would have a complete electronic version of Volume 1 that could be posted on the Flowstobay website. Previously, only the Executive Summary was posted. Fred said he could accept comments/changes through 8/16.

- C. AB1546 Programmatic Funding Recommendation – Matt discussed the spreadsheet that had been sent to everyone with the ranked project ideas for utilizing the programmatic portion of the AB1546 funds. He said the work group recommended funding the top three projects, Sustainable Streets for San Mateo County, Car Wash Kits for Fundraisers, and Parking Lot Treatment Options. The group discussed the three projects and suggested that the car wash kits prevent discharge of wastewater to the storm drain system. In addition, the group, recommended prioritizing convenience store parking lots due to the high traffic volume and pollutant loading and to try to include pervious pavement in the Parking Lot Treatment Options project. The group supported the recommended projects for funding and Matt said the next step would be to develop detailed cost estimates for the projects and potentially get consultants on board to implement the projects.
- D. Status of Mercury and Other Total Maximum Daily Loads (TMDL) – Fred provided an update on the Regional Board’s Mercury TMDL, which has been active recently at the Board level. Fred reminded the group the basis for the TMDL is elevated mercury concentrations in fish, resulting in a health advisory for eating fish caught in the Bay. As such, the State is required to develop a TMDL, allocating an acceptable mercury load to the Bay amongst the various dischargers, including wastewater treatment plants, stormwater discharges, and others. The initial mercury TMDL that was adopted by the Regional Board two years ago was remanded by the State Board requiring various changes. This month, the Regional Board readopted the TMDL with the required changes, which included adding two new objectives for mercury concentrations in fish: 1) a level of 0.2 parts per million (ppm) for fish eaten by people to protect human health, and 2) a level of 0.03 ppm for smaller fish eaten by aquatic life (birds, seals, etc.) to protect animals eating fish. The current version of the TMDL focuses more on Publicly Owned Treatment Works (POTWs), this time assigning a wasteload reduction. Stormwater programs also have wasteload reductions. Other changes include removal of a “deemed in compliance” phrase in the Basin Plan related to stormwater permits, and identifying a need for additional studies on methylmercury, which will likely require funding from stormwater programs. The Regional Board-approved TMDL will now go to the State Board again, and if approved, to the Office of Administrative Law and then to EPA. Fred expected the entire approval process will likely take a year. The Pesticide/Diazinon TMDL was sent to the State Board for approval at the end of last year but still hasn’t been considered. The PCB TMDL is still being developed by Regional Board staff and may come out soon for adoption by the Regional Board this year. All of the TMDLs will affect the language of the MRP.

Discussion of Proposed Comment Letter on State Board’s Special Protections for Areas of Special Biological Significance (ASBS) (added to agenda) – Matt discussed the draft letter EOA prepared for STOPPP to submit to the State Board on the proposed Special Protections for ASBS. The letter was distributed by email and in hard copy at the meeting. Matt and Fred went through the draft letter and explained the main points, which included requesting the State Board give the Regional Board flexibility in implementing the Special Protections, clarifying where Special Protections apply with regard to Stormwater Management Plans, and identifying alternative methods for addressing requirements that go beyond the Clean Water Act. Matt indicated San Mateo County was also drafting a comment letter, as they appear to be the only STOPPP entity discharging to an ASBS (Fitzgerald Reserve). The group discussed the draft letter and the County’s involvement and supported submitting the proposed STOPPP comment letter.

- E. Regional Water Quality Control Board Report – Habte Kifle solicited input from the group for issues they would like him to address at future TAC meetings. He indicated the Regional Board is going through its annual restructuring and for the Industrial and Construction Programs in San Mateo County, David Elias would likely be replacing Vic Pal as STOPPP’s contact (510-622-2509, delias@waterboards.ca.gov). Habte also mentioned the Board’s two Assistant Executive Officers Steve Morse and Larry Kolb both retired. Due to only having six of nine Board members, Habte said the Board was on the verge of not having a quorum and some meeting dates might be shifted to accommodate Board member schedules to ensure there is a quorum. Regarding the MRP, Habte thought Board staff would still have an administrative draft in the fall, with potential adoption by the Board in the spring.

3. SUBCOMMITTEE REPORTS

PUBLIC INFORMATION/PARTICIPATION (PIP) – MARILYN HARANG

Matt indicated PIP had not met and that Marilyn was busy handling County Fair duties.
COMMERCIAL/INDUSTRIAL AND ILLICIT DISCHARGE (CII) – WARD DONNELLY

Ward said CII did not meet in July, the next meeting will be 8/17 in Millbrae.

NEW DEVELOPMENT (ND) – MATT FABRY

Matt reported ND met on August 1. At the meeting, Sam Bautista said Millbrae would be holding a workshop in October to address drainage issues geared toward residents and do-it-yourselfers. The training would be put on by Ed Boscacci with BKF and Laura Prickett from EOA. Matt ordered 500 Blueprint for a Clean Bay pamphlets for the program. The group discussed the Belmont Creek Development setback article and creek setback issues in general. Fred gave an update on the State Board's Effluent Limitations panel report, indicating the report concluded numeric effluent limitations could be placed on larger construction sites. Fred asked for input on how municipalities have funded maintenance of stormwater treatment measures installed in the public right-of-way; the group hadn't had to deal with that issue yet and didn't have input to share. Christina Hovland with EOA reported the ND portion of the Annual Report was significantly improved from last year. The group agreed to develop Builders Technical Guidance Manual similar to Alameda County, and Christina requested members submit any updates for the Site Design Examples Guidebook, including plan sheets and design calculations. The next meeting will be on October 3 in South San Francisco.

MUNICIPAL GOVERNMENT MAINTENANCE ACTIVITIES – Jen Chen

Municipal Maintenance did not meet in July. The next meeting is August 16 in Hillsborough.

PARKS AND RECREATION IPM GROUP – VERN BESSEY

Parks and Rec did not meet and the next meeting will be August 29 in San Mateo.

WATERSHED ASSESSMENT AND MONITORING (WAM) –FRANK MANDOLA

WAM did not meet in July, the next meeting will be in September.

4. PUBLIC COMMENTS

None

5. ANNOUNCEMENTS

The group agreed to cancel the September 18 meeting, with the next meeting scheduled for October 17 in San Mateo.

6. ADJOURNED